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Date of Deposit: May 2, 2002

PATENT APPLICATION
Attorney Docket No. 21402-138 (CURA-438)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Hermann, et al
SERIAL NUMBER : 09/970,944
FILING DATE : October 4, 2001
FOR : NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME AND
ANTIBODIES DIRECTED AGAINST THESE PROTEINS

EXAMINER : Not Yet Assigned
ART UNIT : 1646

Box Missing Parts

Assistant Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION**

In response to the Notice To File Missing Parts of Nonprovisional Application mailed January 3, 2002, Applicants submit herein a paper copy of the Sequence Listing; Statement in Support of CRF; electronic copy of Sequence Listing (1 diskette); Preliminary Amendment; Petition for Two-Month Extension of Time; and payment of the Two-Month Extension of Time of \$400.00. This response is due on or before May 3, 2002, with a Two-month extension.

The Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21402-138 (CURA-438).

Respectfully submitted,

Date: May 2, 2002

Juan M. Conghlin Reg. No. 48,593
Ivor R. Elrifi, Reg. No. 39,529
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PATENT APPLICATION
Attorney Docket No. 21402-138 (CURA-438)



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PATENT TRADEMARK OFFICE

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Washington, D.C. 20231

TRANSMITTAL LETTER

Enclosed herewith are the following for the above-identified non-provisional patent application:

1. Preliminary Amendment (1 page);
2. Response to Notice to File Missing Parts of Nonprovisional Application (1 page);
3. Copy of Notice to File Missing Parts for Nonprovisional Application (2 page);
4. Petition for Two-Month Extension of Time (1 page);
5. Paper Copy of the Sequence Listing (191 pages);
 - a. Computer Readable Form Copy of the Sequence Listing (1 diskette);
 - b. Statement in Support of Computer Readable Form Submission (1 page);
6. Combined Declaration and Power of Attorney for Patent Application (4 pages).
7. Check (#12617) in the amount of \$130.00 for the surcharge and Check (#12618) in the amount of \$400 for the extension of time fee; and
8. Return postcard.

The Commissioner is hereby authorized to charge any fee that may be due, or to credit any overpayment, to Deposit Account No. 50-0311 (Reference No. 21402-138 (CURA-438)). A duplicate copy of this transmittal letter is enclosed.

Date: May 2, 2002

Respectfully submitted,

Ivor R. Elrifi
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/970,944	10/04/2001	John L. Herrmann	21402-138 (CURA-438)

CONFIRMATION NO. 3505

FORMALITIES LETTER



OC000000007262070

MINTZ, LEVIN, COHN, FERRIS,
GLUSKIN AND POPEO, P.C.
One Financial Center
Boston, MA 02111

Date Mailed: 01/03/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at

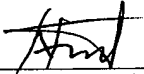
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patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE